## IN THE UNITED STATES DISTRICT COURT

## FOR THE EASTERN DISTRICT OF TEXAS

## **LUFKIN DIVISION**

GUY E. NEDBALEK §

VS. § CIVIL ACTION NO. 9:08cv5

COMMISSIONER, SOCIAL SECURITY ADMINISTRATION

## ORDER ADOPTING REPORT AND RECOMMENDATION

The Court referred the above-entitled and numbered civil action to United States Magistrate Judge Judith K. Guthrie. The Magistrate Judge presented for consideration the Magistrate Judge's Report, containing proposed findings of fact and recommendations for disposition. No objections were filed.

This Court finds that the Magistrate Judge's findings and conclusions are correct and adopts them as the Court's findings and conclusions. The Court therefore

**ORDERS**, **ADJUDGES**, and **DECREES** that this action is **DISMISSED**; and **ORDERS** that all motions not previously ruled on are denied.

SIGNED this the 29 day of January, 2009.

Thad Heartfield

United States District Judge